

Effective 5/10/2016

53A-11a-203 Parental notification of certain incidents and threats required.

- (1) For purposes of this section, "parent" includes a student's guardian.
- (2) A school shall:
 - (a) notify a parent if the parent's student threatens to commit suicide; or
 - (b) notify the parents of each student involved in an incident of bullying, cyber-bullying, harassment, hazing, or retaliation, of the incident involving each parent's student.
- (3)
 - (a) If a school notifies a parent of an incident or threat required to be reported under Subsection (2), the school shall produce and maintain a record that verifies that the parent was notified of the incident or threat.
 - (b) A school shall maintain a record described in Subsection (3)(a) in accordance with the requirements of:
 - (i) Chapter 1, Part 14, Student Data Protection Act;
 - (ii) Sections 53A-13-301 and 53A-13-302;
 - (iii) Federal Family Educational Rights and Privacy Act, 20 U.S.C. 1232g; and
 - (iv) 34 C.F.R. Part 99.
- (4) A local school board or charter school governing board shall adopt a policy regarding the process for:
 - (a) notifying a parent as required in Subsection (2); and
 - (b) producing and retaining a record that verifies that a parent was notified of an incident or threat as required in Subsection (3).
- (5) At the request of a parent, a school may provide information and make recommendations related to an incident or threat described in Subsection (2).
- (6) A school shall:
 - (a) provide a student a copy of a record maintained in accordance with this section that relates to the student if the student requests a copy of the record; and
 - (b) expunge a record maintained in accordance with this section that relates to a student if the student:
 - (i) has graduated from high school; and
 - (ii) requests the record be expunged.

Amended by Chapter 221, 2016 General Session